

## 'UNDER 2 FLAGS' IS ENJOINED.

GREENWALL DECLARES "EFFECTS" ARE NOT POTTER'S.

Elmer's Play at American Was Played Two Years Ago in San Francisco.

Charles Frohman, through A. H. Hummel, to-day obtained from Justice Gleicher a temporary injunction restraining the Greenwall Theatrical Circuit Company from producing certain parts of "Under Two Flags" at the American Theatre.

Mr. Hummel said the injunction debarred the defendants from producing the fourth act and covered all the strong scenes and incidents of the play as well as certain dramatic situations which, he says, were written by Paul M. Potter.

The injunction forbids the continuance of the mountainous gorge in the desert of Algeria and the scenes depicting the sandstorm, the escape of "Cigarette," the Arabs stationed in the mountains and many other incidents. All these scenes had been, Mr. Hummel asserted, created by Mr. Potter, and were not mentioned in Ouida's novel.

Manager Greenwall's representative said to an Evening World reporter to-day that there would be no interruption in the presentation of the play at the American, of which Edward Elmer is the author. It was produced with identical the same effects on Aug. 29, 1899, at the Alcazar Theatre, San Francisco, of which Elmer and Thall were the managers. Florence Roberts was the star and did just what Jessamine Rogers is now doing at the American. Manager Greenwall says he will bring unimpeachable evidence to show that the sandstorm scene was used long before Mr. Potter utilized the idea.

## HAT-PIN RUTH.

She Tried to Stab Her Accuser in Court, but Was Unsuccessful.

Ruth Ellsworth, a young waitress tried to stab a man with a brass hatpin in Yorkville Police Court this morning. The girl had been held in \$1,000 for trial on the charge of stealing a watch and chain and \$10 in money from Charles Young, a salesman, of No. 402 East Twenty-first street.

Court Officer Doyle seized the girl's arm just in time to prevent a possible tragedy.

## ADVISES SETTLEMENT.

Kaiser Tells Sultan Not to Expect Aid from Germany.

BERLIN, Sept. 5.—An unofficial report current here says that Kaiser Wilhelm has advised the Sultan to settle the trouble with France and warns him not to expect help from Germany.

## BUTCHER TESTS THE SUNDAY LAW

WILLIAM WOODIN, ARRESTED UNDER NEW ACT, APPEALS.

Unconstitutional He Holds, Because It Restricts People's Rights.

Assemblyman William S. Bennett, as counsel for William Woodin, a butcher, who was arrested and convicted before a Magistrate on Sunday last for violating the amendment to the Penal Code prohibiting the sale or delivery of meat on Sundays, appeared in the Supreme Court before Justice Gleicher to-day to test the constitutionality of the new law.

The journeyman butchers, who obtain a holiday on Sunday under the new law, are all in favor of the act, but the shopkeepers and persons who were in the habit of purchasing meat on Sunday declare the new law works great injustice.

Mr. Bennett held that the new law was unconstitutional because its construction was faulty and not in consonance with the provisions of the section of the code which it amended, and on the ground that it interfered with the privileges of the people.

Assistant District Attorney Charles E. Le Harber, in opposing the motion for Woodin's release from the Tombs, where he had been confined, said the act only amended the provisions permitting the butchers to sell up to 6 o'clock in the forenoon, and if the former act was constitutional, the amendment was clearly so.

Justice Gleicher suggested that counsel submit briefs and paroled Woodin in custody of his attorney until a decision is reached.

## TROLLEY VICTIM DEAD.

No Clue to Man Who Expired in the Hospital.

The man who was knocked down by a trolley car at Eighth avenue and One Hundred and Twenty-fifth street on Sept. 3, and was taken to J. Hood Wright Hospital unconscious, died there to-day. He never revived and his identity is a mystery. There was nothing on his person that would lead to his identification.

He was about fifty-eight years old, 5 feet 11 inches tall and weighed 150 pounds. His hair was gray, his clothing dark and he wore light underwear and laced shoes.

## WHARF WORKER DROWNED.

A man was found drowned in the North River to-day, off Twenty-first street, by the Harbor police. He was 5 feet 8 inches in height, weighed 150 pounds, wore of dark cambric and wore black trousers, a blue cap and laced shoes. He was evidently a longshoreman.

## YOUNG BRIDE, SLAVE OF DRINK, A SUICIDE.

Wedded Only Two Months, Mrs. Peters Drinks Acid in the Presence of Her Husband, After Being Chided—Weeping at the Coffin He Tells of His Great Love for the Dead Girl.

By the coffin of his beautiful young bride of two months A. C. Peters today told the story of his love for the woman who brought her life to a tragic end last night in her elegant apartment at No. 364 West One Hundred and Sixty-seventh street.

Chided by her husband for her uncontrollable love for drink, served with a summons for divorce, which she says was only intended to frighten her, she drank carbolic acid, and after two hours of terrible agony died in his arms.

Peters went like a child to the police station and told a reporter of the Evening World of his romantic courtship and marriage. He paused and his voice became low in his tenderness as he praised his wife's many virtues. He spoke with pride of her good qualities. He broke down and wept when he touched on the great misfortune that had wrecked his home.

## Drink Caused It All.

"It was drink," said he, "that closed the happiness of my life. It was drink that caused her to kill herself. I loved the woman better than any one on earth."

"And she—yes, she loved me, except when she drank, and then she forgot every one. But she died in my arms without a word—not a word of recognition; not a word to say she loved me. 'Your girl' her face is calm and peaceful to-day, but no one—no one, only I—knows the agony she endured."

Peters turned his head. Soon, in a steady voice, he said:

"I knew she drank when I married her last June, but I loved her and I knew I could not be happy without her. She promised me she would never drink again, but we had been man and wife only a short time when the old habit came back on her."

"Time and time again she promised me she would conquer her desires for drink, but each time she broke her promise. She would weep with me when she was not drinking. She would tell me she loved me."



## BIG "TIM" SULLIVAN ILL.

Senator Wears Himself Out Working for Foley Against Dwyer.

Senator Timothy D. Sullivan, who has been quite ill at the Metropolitan Hotel for two days, was much better to-day, and at noon made arrangements to take a drive later in the day. The Senator has been working hard for Tom Foley in the latter's fight against Dwyer, and got so exhausted on Tuesday that he had to go to bed. He had a high fever, his temperature at one time being 104.

He will go right on with his work for Foley.

## "ROLY POLY" MISSING.

Young Levine Disappears for Second Time in Six Weeks.

Four-year-old Leizer Levine, of No. 222 Broadway street, and known in the neighborhood as "Roly Poly," has been missing from his home since yesterday, and his father, Harris Levine, has asked the police to look for him.

He was dressed in a pink waist, turned down collar, knickerbockers, blue stockings and laced shoes. He has light hair and complexion and gray eyes.

Leizer disappeared six weeks ago, but was soon rounded up and brought home.

## YERKES GETS ROAD.

Secures Control of the Hampton-Pleasantville Turn.

LONDON, Sept. 5.—Charles T. Yerkes today secured control of the proposed Hampton-Pleasantville (tube) Railroad, with a capital of £2,125,000. Work will be commenced immediately. The road will be worked in conjunction with Mr. Yerkes's Charing Cross Hampton line and the District Railway.

Work will be commenced immediately.

COAR STORES PAY GOOD PROFIT. If you want to buy one advertise in the Sunday World.

## REJECTED, TRIES TO KILL WIDOW.

MRS. JORDAN REFUSED TO MARRY HER BOARDER.

Frank Winsor, in a Jealous Frenzy, Cuts the Throat of the Woman He Loved.

With her throat cut from ear to ear, Mrs. Isabelle Jordan, of No. 77 Washington street, Hoboken, lies in a critical condition at St. Mary's Hospital, a victim of the jealous frenzy of Frank Winsor, a boarder at her house, whom, she refused to marry. Winsor was arraigned before Recorder Stanton, in Hoboken, to-day, and remanded to jail without bail.

Mrs. Jordan is thirty-seven years old, a widow and unusually attractive. She has three children and had supported them for several years, since the death of her husband, by keeping boarders.

Her brother, W. S. Draffin, a well-known merchant in Hoboken, lives with her. Winsor went to live at her house last May.

He was foreman of the Dock and Lighterage Department of the Starlin Transportation line, a quiet, well-behaved man of thirty-three and rather good looking. He made few friends, but soon manifested a fondness for Mrs. Jordan and took her on one or two excursions. She did not encourage his attentions, and he occasionally seemed morose when she refused to go out with him.

Yesterday, accompanied by Mrs. Dora Bolen, who, with her husband, boards in the house, Mrs. Jordan came to this city. Winsor, who had asked the widow to go out with him in the evening, followed them some distance. Mr. Draffin accompanied his sister and her friend to the ferry and saw Winsor on the car with them. Later in the evening Winsor met Mr. Bolen and, after drinking with him in several saloons, told him that Mrs. Jordan had disappointed him and that he would "fix" her.

Bolen paid no attention to him, and went to bed. Winsor remained on the front steps of the house until the two women returned.

Mrs. Jordan looked and saw a razor gleaming in his hand. She screamed and turned to run down the path to the gate. It was closed and as she tried to open it Winsor threw his left arm around her, pressed her head back against his shoulder and made one long slash with the razor across her throat. Then, as she fell, he sprang through the gate and ran down the street.

The cries of Mrs. Bolen attracted a large crowd immediately, and Police-eman Healey caught Winsor and took him before Capt. Hayes. Winsor was made a statement and was locked up. Mrs. Jordan was hurried to St. Mary's Hospital, and Dr. Lewis, the house surgeon, sewed up the wound in her neck. Winsor, when arraigned to-day, listened sullenly to the evidence against him, and refused to make any statement. Through Dr. Lewis Mrs. Jordan made the following statement to an Evening World reporter:

"When I reached the house last night with Mrs. Bolen Winsor asked me what I had to say. I replied 'Nothing.' He asked me if I was ready to go and I told him the razor in his hand and I caught me at the gate. His reason for trying to kill me, I suppose, was that I refused to marry him last Sunday."

## The Wanamaker Store

Store will close daily at 5 o'clock until September 16th. On that date usual hours of business will be resumed.

## SHOES for School

Protection is needed for the thousands of little feet that will shortly be wending their way school-ward. It is most essential to their safety and comfort to have the children properly shod during school time. Mothers all know that.

Many a boy or girl may be supplied from these splendid offerings, ready tomorrow morning. And there's an item, too, of interest to the mother herself. Read on:

These in the Annex Shoe Store: Children's Shoes at 75c—

Boys' Shoes at \$1—  
With \$1.50 and \$1.75 sizes from 11 to 14; black, extra calf, kid and box calf; solid sales, neat toe shapes and square heels.

Boys' Shoes at \$1.25—  
Box calf with solid calf sales and heels; sizes 12 to 22; sizes 24 to 34 cost \$1.35; all are worth a half more.

Men's Calf Shoes \$1.90—  
Suitable for the larger boys; shoes that are selling today in hundreds of stores at \$1 a pair; box calf with double soles; very stylish last.

These in the Basement Shoe Store: Little Men's Shoes at \$1  
Stout black calf with wide toes and thick soles.

That were originally \$1.50 to \$3.50, in sizes ranging from small girls' size 8 to young women's size 5. The very best are in the narrowest widths, but you can pick blindfold and get double value. About 2,500 pairs altogether.

Children's Shoes at 95c—  
Black kid skin spring-sole buttoned shoes with patent leather tips; neat, well-made shoes that sell usually at \$1.50.

Women's Oxford Shoes, \$1—  
Oxford Shoes are so highly and comfortable that most people wear them all season long. 3,200 pairs in the lot; rounded up from other groups that were lately low priced at \$1.20, \$1.40 and more; and now marked at our dollar a pair; about every size in the lot, and a dozen styles to choose from.

## JOHN WANAMAKER

Formerly A. T. Stewart & Co., Broadway, Fourth Ave., Ninth & Tenth Sts.

## SMART AND DRESSY.



605 Broadway, cor. Houston St. Derbys, \$3.00 and \$4.00  
109 Broadway, near Dry St.  
200 Broadway, near Duane St.  
1117 Broadway, near 24th St.  
1339 Broadway, near 30th St.  
Alpines, \$3.00 and \$3.50  
Silk Hats, \$5.00 and \$6.00

Only Brooklyn Store, 311 Fulton St., Opposite City Hall.

ARE YOU ANXIOUS TO SELL your piano? You can get in touch with some one who wants to buy one through a Sunday World ad.

**JAMES BUTLER**  
CHOICE GROCERIES

NEW YORK: Borough of Manhattan.

EAST SIDE:  
217 First Ave., cor. 12th St.  
340 First Ave., cor. 25th St.  
506 Second Ave., cor. 12th & 25th Sts.  
641 Second Ave., cor. 33rd St.  
657 Second Ave., cor. 46th St.  
1042 Second Ave., cor. 5th St.  
143 Second Ave., cor. 69th St.  
152 Second Ave., cor. 71st St.  
162 Second Ave., cor. 75th St.  
172 Second Ave., cor. 77th St.  
197 Second Ave., cor. 10th St.  
206 Third Ave., cor. 6th St.  
224 Third Ave., cor. 10th St.  
232 Third Ave., cor. 11th St.  
232 Third Ave., cor. 12th St.

WEST SIDE:  
415 Fifth Ave., cor. 12th St.  
179 Eighth Ave., cor. 117th St.  
288 Eighth Ave., cor. 123rd St.  
531 Eighth Ave., cor. 128th St.  
166 Eighth Ave., near 132d St.  
256 Eighth Ave., cor. 17th St.  
342 Eighth Ave., cor. 141st St.  
210 Eighth Ave., cor. 14th St.  
323 Ninth Ave., cor. 30th St.  
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561 Tenth Ave., cor. 100th St.

Borough of Bronx.  
2724 Third Ave., cor. 166th St.  
3224 Third Ave., near 166th St.  
340 Willis Ave., cor. 126th St.  
752 Tremont Ave., cor. Balgates Ave.

**JAMES BUTLER**  
CHOICE GROCERIES

**JAMES BUTLER**  
VERY BEST CREAMERY BUTTER.  
19 cts. POUND.  
CHOICE GROCERIES

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19 cts. POUND.  
CHOICE GROCERIES

## BUTTER AGAIN!

Our special sale of Butter last week met with splendid success. But this was to be expected, as never before was so great a quantity of the fanciest creamery Butter offered for sale, nor never, to our knowledge, was a price so low quoted for Butter of the equal grade. Evidently the great public appreciate these special sales of ours; therefore we announce to-day a continuation of our great Butter Sale for the balance of this week.

THE PRICE SPEAKS FOR ITSELF, so nothing need be said on that score. A chief feature of the sale will be that we place no restriction on quantity. Grocers, of course, will not be supplied, but consumers can have from a pound to a tub at the price named. So much for price and quantity. As to quality, we want to say that you have our absolute guarantee that every pound of Butter passing over our counters during this sale will be the finest produced by the best creameries in this country.

**VERY BEST FANCY CREAMERY BUTTER, SPECIAL, 19 CENTS A POUND.**

**POTATOES.**  
During the sale this week Potatoes will be one of our leading items. Quality considered, no such Potato Sale as this has taken place in New York in many a day.  
**PRIME LONG ISLAND POTATOES, AT 15 CENTS A BASKET.**

**FREE THIS WEEK.**  
1-Pound Box Azure Ball Blue WITH ONE POUND BUTTER'S FAMOUS FINE REASTED COFFEE, in the Bean at 17c, 20c, and 25c, or one Pound Best Combination at 15c.  
Junior Lake Crackers, 7c  
Lemon, extra large, juicy Meringue, 9c  
Prunes, fancy, large Santa Clara, a dozen, 5c  
Salad Oil, best domestic, pint bottle, 8c  
Olive Oil, best imported, pint bottle, 28c  
Fancy Head Rice, very best, a pound, 7c  
Tomato Catsup, Peerless Brand, our own, 8c  
Potted Ham or Tongue, special, 4c  
Ground Beef, the famous jelly, 11c  
Gelatin, M.R. Brand, our best, a package, 13c

**SPECIAL COMBINATION OFFER**  
of Two of Our Leading Specialties:  
**JAR OF LIBERTY JAM, BOTTLE OF LIBERTY PICKLES.** 16c.  
Ghekins, Onions & Chow Chow.  
New Penn, Hubbard's Early June, 10c  
New Penn, Red Brand, extra, 15c  
French Peas, Rapont Brand, Peils, 12c  
Asparagus, fancy California, Golden State Brand, a can, 23c  
Asparagus, choice California, Amos Brand, a can, 15c  
Corn or Succotash, the famous Eagle Brand, fancy Maine, a can, 10c  
Peas, Peas, Peas, a can, 10c  
California Peas or Peas, 15c  
California Apples, 14c  
California Cane or Egg Plum, 13c

**FREE THIS WEEK.**  
1-Pound Box Black Pepper WITH ONE POUND BUTTER'S FAMOUS TEAS (all kinds), at 29c, or 35c, a pound.  
Concentrated Ammonia, 10c  
Laundry Soap, Butler's Best Box, 7c  
Washing Powder, Clewco Brand, 14c  
French Sardines, Holland Brand, 12c  
Under the Sun Concentrated Soup, a can, 20c  
Butter's Best French Mustard, 8c  
Vanilla or Lemon Extract, 12c  
Macaroni or Spaghetti, 5c  
Milled Oats, Triumph Brand, 9c

**FLOUR.**  
**Pride of St. Louis Brand.**  
The most perfect Flour milled in America. In this Flour we have combined all of the qualities that go to produce the best in bread and pastry.  
**7-pound Bag . . . 17c**  
**24 " " (1/2 bbl.) 49c**  
**Barrel . . . \$3.95**

**JAMES BUTLER**  
CHOICE GROCERIES

**JAMES BUTLER**  
1-POUND PACKAGE AZURE BALL BLUE FREE THIS WEEK WITH ONE POUND 15c, 17c, 20c, or 25c COFFEE.

**JAMES BUTLER**  
CHOICE GROCERIES

Prices Quoted Do Not Apply to Our Suburban Stores.

**JAMES BUTLER**  
CHOICE GROCERIES

**JAMES BUTLER**  
1-POUND PACKAGE BLACK PEPPER FREE THIS WEEK WITH ONE POUND BUTTER'S FAMOUS 29c, or 35c, TEA.

**JAMES BUTLER**  
CHOICE GROCERIES

NEW YORK: Borough of Brooklyn.  
126 Bridge St., near Prospect St.  
110 Smith St., cor. Pacific St.  
212 South St., cor. Douglas St.  
187 Columbia St., cor. DeWitt St.  
240 Columbia St., cor. Woodhull St.  
317 Van Brunt St., cor. Walcott St.  
111 Court St., cor. 9th St.  
187 Third Ave., cor. 9th St.  
1213 Third Ave., cor. 26th St.  
97 Fifth Ave., near Hicks St.  
77 Fifth Ave., cor. Broome Place.  
183 Fifth Ave., cor. Berkeley Place.  
121 Myrtle Ave., cor. Prince St.  
238 Fifth Ave., cor. Prospect Ave.  
121 Myrtle Ave., cor. 21st St.  
259 Myrtle Ave., cor. Division St.  
109 Myrtle Ave., cor. Washington St.  
259 Myrtle Ave., cor. Avenue St.  
400 Fulton St., cor. Vanderbilt Ave.  
109 Fulton St., cor. Ormond Place.  
2042 Atlantic Ave., cor. Pennsylvania.  
229 Broadway, cor. Roebuck St.  
258 Grand St., cor. Roebuck St.  
720 Manhattan Ave., nr. Mewerole Ave.  
25 Manhattan Ave., near York St.

Borough of Queens.  
123 Main St., Willet St., Astoria  
102 Vernon Ave., cor. 6th St., Long Island City  
48 Main St., Flushing.  
Borough of Richmond.  
52 Castleton Ave., cor. Elizabeth St., West New Brighton.  
Jersey City.  
102 Newark Ave., near Grove St.  
222 Newark Ave., near Coles St.  
232 Newark Ave., near Five Corners.  
192 Parkville Ave., cor. Forrest St.  
429 Jackson Ave., cor. 9th St.  
218 Central Ave., cor. Griffith St.  
118 Ocean Ave., cor. Pearl St., Greenview.  
Hoboken and Union Hill.  
167 Bergenline Ave., Union Hill.  
117 Washington St., bet. First and Second Sts., Hoboken.  
Suburban.  
389 Avenue D, cor. Anderson St., Mayonne, N. J.  
52 First St., bet. Fulton and Franklin, Elizabethport, N. J.  
278 Main St., cor. Smith St., Paterson.  
3 Main St., Yonkers, N. Y.  
127 Vernon, N. Y.  
56-58 Orchard St., Tarrytown, N. Y.  
21 Main St., New Rochelle, N. Y.  
21 Railroad Ave., cor. Lexington Ave., White Plains, N. Y.